

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY ONE

:PRESENT:
THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 15842 OF 2021

Between:

1. Manthena Ravi Varma Raju, S/o. M.Venkata Rama Raju
2. Manthena Naga Jyothi, W/o M.Ravi Varma Raju
3. Manthena Vijaya Varma, S/o M.Venkata Rama Raju
4. Manthena Hymavathi, W/o M.Vijaya Varma
5. Manthana Kalyana Chakravarthy, S/o Late M Prudhvi Raju
6. Manthena Narmada, W/o M.Kalyana Chakravathy
7. Manthena Hari Krishnam Raju, S/o M. Rama Murthy Raju
8. Manthena Naga Jyothi, W/o. Manthena Hari Krishnam Raju
9. Manthena Raja, S/o M Satyanarayana Raju

...Petitioners

AND

1. The State of Telangana, Rep.by its Principal Secretary, Department of Revenue, Secretariat, Hyderabad.
2. The Special Tribunal, Collector and District Magistrate, Kamareddy District. (Formerly Nizamabad District).
3. The Revenue Divisional Officer, Kama Reddy Revenue Division, Kamareddy District (Formerly Nizamabad District).
4. The Thasildhar, Thadwai Mandal, Kamareddy District (Formerly Nizambad District).
5. P. Ranga Rao, S/o. Sithapathi Rao, Age 73 years, Occ: Doctor, R/o. H.No.22-2, APHC Colony, IDA Jeedimetala, Hyderabad.
6. P. Venkata Sithapathi Rao, S/o. Ranga Rao, Age 42 years, Occ: Business, R/o. H.No.22-2, APHC Colony, IDA Jeedimetala, Hyderabad.
7. P. Anil Kumar, S/o. Ranga Rao, Age 40 years, Occ: Lecturer, R/o. H.No.22-2, APHC Colony, IDA Jeedimetala, Hyderabad.
8. A M V D Prasad, S/o. Vishwanath Sharma, Age 52 years, Occ: Business, R/o. H.No.22-2, APHC Colony, IDA Jeedimetala, Hyderabad.
9. Irukula Srinivas, S/o. Murali, Age 52 years, Occ: Agriculture, R/o. H.No.2-4-58/C, Sardarnagar, Siricilla Town, Karimnagar District.
10. Irukula Bhaskar, S/o. Murali, Age 59 years, Occ: Agriculture, R/o. H.No.2-4-58/C, Hkamat Bazar, Siricilla Town, Karimnagar District.
11. Irukula Laxman, S/o. Murali, Age 58 years, Occ: Agriculture, R/o. H.No.2- 4-58, Sardarnagar, Siricilla Town, Karimnagar District.
12. Irukula Anitha, W/o. Late Vijaykumar, Age 44 years, Occ: Widow, R/o. H.No.2-4-58/C, Sardarnagar, Siricilla Town, Karimnagar District.
13. Tatikonda Anil Kumar, S/o. Bhaiaraiah, Age 44 years, Occ: Doctor, R/o. H.No.5-6-501/6, Khaleelwadi, Nizamabad.
14. K.Kalpana@ Tatikonda Kalpana, W/o. T. Anil Kumar, Age 39 years, Occ: Housewife, R/o. H.No.5-6-501/6, Khaleelwadi, Nizamabad.
(Respondent Nos.9 to 14 are not necessary parties, not seeking any order against these Respondents).
15. Dri.Paidi Yella Reddy, S/o.Paidi Vittal Reddy, Aged about 58 years, Occ:Business, R/o.Devaipally village, Tadwai Mandal, Presently Kamareddy District (Old Nizamabad district)
16. Ch.Mallikarjuna Rao, S/o.Ch.Ramanjaneyulu, Aged 43 years, occ:Business, R/o.H.No.24-79, Anand Bagh, Malkajgiri, Hyderabad-500047.

17. Dr. Cheruvu Sree Krishna Murthy, S/o. Cheruvu Hanumanth Sastry, Aged about 71 years, Occ: Doctor, R/o. H.No. 24-79, Anand Bagh, Malkajgiri, Hyderabad-500047.

(RR-15 to 17 are impleaded as per Court order dated 06.12.2021 in IA.Nos. 2 and 3 of 2021 respectively)

...Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the Order dated: 01.07.2021 of the 2nd respondent tribunal made in ROR Revision Petition Case No.D2/78/2021 in respect of property mentioned in the Annexure-III to an extent of Ac.105.33 gts situated at Brahmajiwadi Village, Tadwai Mandal, Kama Reddy District, under the provisions of the The Telangana Rights in Land and Pattadar Pass Books Act, 2020, The Special Tribunal Rule 16 (1) made there under as wholly illegal, unjust, arbitrary, untenable and contrary to the provisions of the above Act and Rules violative of Article 300-A of the Constitution of India as well to the directives of this court granted on 07.04.2021 in W.P.No.6436 of 2021 and consequently direct the 4th respondent refrain from deleting the petitioners names and/or substituting with the 5th to 8th Respondents to enable them to create any further interest on basis of the modification in pursuance of the aforementioned order of 2nd Respondent.

IA NO: 1 OF 2021

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition, the High Court may be pleased to grant suspension of the operation of order dated: 01.07.2021 of the 2nd respondent tribunal made in Case no.D2/78/2021, thereby to direct the 4th Respondent to continue the existing entries in record standing names of the petitioners in the village revenue records in respect of the property as per Annexure – III to an extent of Ac.105.33 gts situated at Brahmajiwadi Village, Tadwai Mandal, Kama Reddy District, pending disposal of WP.No.15842 of 2021, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof the court order dated 16.7.2021, 19.07.2021, 12.08.2021 & 30.11.2021 made herein and upon hearing the arguments of M/s P. SAMPATH KUMAR Advocate for the Petitioners, GP FOR REVENUE for the Respondent Nos.1 to 4, the Court made the following.

ORDER:

Post on 22.01.2022 for filing counter.

Interim order granted earlier by this Court is extended till the next date of hearing.

SD/- T. SRINIVAS
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Special Tribunal Collector and District Magistrate, Kamareddy District (formerly Nizamabad District)
2. One CC to M/s. P. SAMPATH KUMAR, Advocate [OPUC].
3. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad [OUT].
4. One spare copy

HIGH COURT

AARJ

DATED: 06.12.2021

NOTE: POST ON 22.01.2022

ORDER

WP.No.15842 of 2021

Interim order extended

